

**State of California, Court of Appeal  
Fourth Appellate District, Division 3  
August 25, 2008**

Court convened at 9:30 a.m., in the courtroom located at 925 N. Spurgeon Street, Santa Ana, California 92701. Panel members are Sills, Presiding Justice, O'Leary, J., Moore, J. and Ikola, J. Toni Cajigal, deputy clerk attending.

G038130     ALFRED HIPP  
                 v.  
                 ANTOINETTE HIPP

Merits. Cause called. Marjorie G. Fuller argued for appellant. Carl Fabian argued for respondent. Cause submitted.

G036136     THE PEOPLE  
                 v.  
                 MINH NGHAI LEE

Merits. Cause called. Nancy J. King argued for appellant. Kristen Chenelia, Deputy Attorney General argued for respondent. Cause submitted.

G039646     SEACLIFF PACKAGING, INC. et al.  
                 v.  
                 LARINA LEE

Merits. Cause called. Terran T. Steinhart argued for appellant. Alan G. Ross argued for respondent. Cause submitted.

Court declared a recess.

**State of California, Court of Appeal  
Fourth Appellate District, Division 3  
August 25, 2008 (cont'd)**

Court reconvened at 1:30 p.m., in the courtroom located at 925 N. Spurgeon Street, Santa Ana, California 92701. Panel members are Bedsworth, Acting Presiding Justice, O'Leary, J., and Moore, J. Toni Cajigal, deputy clerk attending.

G038524     DIANE E. PAGE  
                 v.  
                 STUART E. PAGE

Merits. Cause called. Laurel N. Haag argued for appellant. Lisa Hughes argued for respondent. Cause submitted.

G039623     NIKKEN, INC.  
                 v.  
                 ROBERT PROCTOR

Merits. Cause called. Brian K. Condon argued for appellant. William S. Davis argued for respondent. Cause submitted.

G039205     W. JEFFREY ROBINS  
                 v.  
                 REGAL ENTERTAINMENT

Merits. Cause called. Jim P. Mahacek argued for appellant. Kelly M. Douglas argued for respondent. Cause submitted.

G039773     AREZOO REZVANI  
                 v.  
                 ALBERT M. STERWERF

Merits. Cause called. Appellant Albert M. Sterwerf argued in pro pria persona. Christopher K. Jafari argued for respondent. Cause submitted.

G039388     MICHAEL COHN  
                 v.  
                 CORINTHIAN COLLEGES, INC. et al.

Merits. Cause called. Alfred G. Rava argued for appellant. Daniel Rasmussen argued for respondent Corinthian Colleges, Inc. Harry W.R. Chamberlain III argued for respondent Angels Baseball LP. Cause submitted.

**State of California, Court of Appeal  
Fourth Appellate District, Division 3  
August 25, 2008 (cont'd)**

Court declared a recess.

**State of California, Court of Appeal  
Fourth Appellate District, Division 3  
August 25, 2008 (cont'd)**

G035266     THE PEOPLE  
              v.  
              TIMMY MICHAEL GIFFIN

Order filed. Pursuant to rule 8.256(e)(1) of the California Rules of Court, submission of the above entitled matter is vacated and the cause resubmitted as of the this date for the period allowed by law.

O'Leary, Acting P.J.

We concur:   Moore, J.  
                  Ikola, J.

G036560     THE PEOPLE  
              v.  
              QUANG MINH TRAN

Order filed. Pursuant to rule 8.256(e)(1), California Rules of Court, submission of the above matter is hereby vacated and the cause resubmitted as of this date for period allowed by law.

Sills, P.J.

We concur:   Bedsworth, J.  
                  Moore, J.

G037801     THE PEOPLE  
              v.  
              FELICIANO CADENA

Order filed. Pursuant to California Rules of Court, rule8.256(e)(1), submission of the above matter is hereby vacated and the cause resubmitted as of this date for the period allowed by law.

Sills, P.J.

We concur:   Aronson, J.  
                  Ikola, J.

**State of California, Court of Appeal  
Fourth Appellate District, Division 3  
August 25, 2008 (cont'd)**

G038898      THE PEOPLE      Not for publication  
                 v.  
                 FRANCISCO JAVIER GONZALEZ

Opinion filed. The judgment is affirmed.

Ikola, J.

We concur:   Sills, P.J.  
                     Aronson, J.

G038994      In re CESAR G.,  
                 THE PEOPLE  
                 v.  
                 CESAR G.

Order filed. Pursuant to California Rules of Court, rule 8.256(e)(1), submission of the above matter is hereby vacated and the cause resubmitted as of this date for the period allowed by law.

Bedsworth, J.

We concur:   O'Leary, J.  
                     Aronson, J.

G039676      In re JESUS P.,      Not for publication  
                 THE PEOPLE  
                 v.  
                 JESUS P.

Opinion filed. The judgment is affirmed.

Fybel, J.

We concur:   Bedsworth, Acting P.J.  
                     O'Leary, J.

**State of California, Court of Appeal  
Fourth Appellate District, Division 3  
August 25, 2008 (cont'd)**

G039245      PALACIO DEL MAR HOMEOWNERS      Not for publication  
ASSOCIATION, INC.  
v.  
ARNOLD A. MCMAHON et al.

Opinion filed. Dismissed.

Ikola, J.

We concur:    Bedsworth, Acting P.J.  
                     O'Leary, J.

G039963      In re K. S.,  
ORANGE COUNTY SOCIAL  
SERVICES AGENCY  
v.  
GLEN S. et al.

Order filed. The above entitled cause is ordered submitted this date. (Cal. Rules of court, rule 8.416(g)(3).)

Sills, P.J.

**State of California, Court of Appeal  
Fourth Appellate District, Division 3  
August 26, 2008**

Court reconvened at 9:30 a.m., in the courtroom located at 925 N. Spurgeon Street, Santa Ana, California 92701. Panel members are Sills, Presiding Justice, Rylaarsdam, J., O’Leary, Fybel, J. and Ikola, J. Toni Cajigal, deputy clerk attending.

G038315 WILLIAM TEZAK  
v.  
NORMAN J. BLANCO et al.

Merits. Cause called. Alan M. Goldberg argued for appellant. John C. Teal, Jr. argued for respondents. Cause submitted.

G039755      In re BRAULIO GONZALEZ  
on Habeas Corpus

Merits. Cause called. Richard Schwartzberg argued for petitioner. Anna Chinoweth, Deputy District Attorney argued for real party in interest. Cause submitted.

G037909 THE PEOPLE  
& v.  
G038359 MICHAEL A. POWELL

Merits. Cause called. Steven A. Torres argued for appellant. Christine Levingston-Bergman, Deputy Attorney General argued for respondent. Cause submitted.

G038524 THE PEOPLE  
& v.  
G039531 JAY R. SETTANNI

Merits. Cause called. Julie Schumer argued for appellant. Felicity Senoski, Deputy Attorney General argued for respondent. Cause submitted.

G038845 DELBERT WILLIAMSON et al.  
v.  
MAZDA MOTOR CORPORATION et al.

Merits. Cause called. Howard B. Miller argued for appellants. David R. Kelly argued for respondents. Cause called.

**State of California, Court of Appeal  
Fourth Appellate District, Division 3  
August 26, 2008 (cont'd)**

Court declared a recess.



**State of California, Court of Appeal  
Fourth Appellate District, Division 3  
August 26, 2008 (cont'd)**

Court reconvened at 1:30 p.m., in the courtroom located at 925 N. Spurgeon Street, Santa Ana, California 92701. Panel members are Bedsworth, Acting Presiding Justice, Aronson, J. and Ikola, J. Toni Cajigal, deputy clerk attending.

G039530     DARON HAMMOND  
              v.  
              ORANGE COUNTY TRANSPORTATION AUTHORITY

Merits. Cause called. Appellant Daron Hammond argued in pro pria persona. Craig G. Farrington argued for respondent. Cause submitted.

G039330     DENISE DOLLEY  
              v.  
              KENNETH CUMMINS et al.

Merits. Cause called. John L. Dodd argued for appellant. Richard D. Keys argued for respondent Kenneth Cummins. Marc T. Eagan argued for respondent Robert D. Matthews. Cause submitted.

G038124     HOWARD, STRICKROTH & PARKER  
              v.  
              BALBOA BAY CLUB, INC.

Merits. Cause called. Theodore R. Howard argued for appellant. Edwin Paul argued for respondent. Cause submitted.

G039375     JUSTINE AYRE et al.  
              v.  
              BENGAL INDUSTRIES DEV. GROUP, INC. et al.

Merits. Cause called. Anthony G. Chavos argued for appellants. Jad T. Davis argued for respondents. Cause submitted.

**State of California, Court of Appeal  
Fourth Appellate District, Division 3  
August 26, 2008 (cont'd)**

G037651 VALER SECAREA

v.

THE REGENTS OF THE UNIVERSITY OF CALIF. et al.

Merits. Cause called. Valer V. Secarea argued for appellant. Cynthia E. Tobisman argued for respondent, The Regents of the University of California. Barbara M. Reardon argued for respondent, Charles Swerdlow. David P. Pruett argued for respondent Irvine Regional Hospital & Medical Center. Cause submitted.

Court declared a recess.

**State of California, Court of Appeal  
Fourth Appellate District, Division 3  
August 26, 2008**

G038379     THE PEOPLE  
              v.  
              STEVEN LLOYD MOSLEY

Order filed. The above entitled cause is ordered submitted this date.

Sills, P.J.

G038435     THE TERMO COMPANY et al.  
              v.  
              THE DIRECTOR OF THE DEPARTMENT  
              OF CONSERVATION et al.

Order filed. Pursuant to rule 8.256(e)(1) of the California Rules of Court, submission of the above entitled matter is vacated and the cause resubmitted as of this date for the period allowed by law.

Sills, P.J.

We concur:   O’Leary, J.  
                  Moore, J.

G038659     THE PEOPLE  
              v.  
              EUGENIO ARAGON GUTIERREZ

Not for publication

Opinion filed. The judgment is affirmed.

Sills, P.J.

We concur:   Bedsworth, J.  
                  Moore, J.

**State of California, Court of Appeal  
Fourth Appellate District, Division 3  
August 26, 2008 (cont'd)**

G038949      TRU LE      Not for publication  
                 v.  
                 PHONG HUNG TRAN

Opinion filed. The judgment is affirmed.

Moore, J.

We concur:   Rylaarsdam, Acting P.J.  
                      Fybel, J.

G039286      THE PEOPLE  
                 v.  
                 FIDEL SALAS PIEDRA

Order filed. The above entitled cause is ordered submitted this date.

Sills, P.J.

G039579      KAM F. YEE et al.      Not for publication  
                 v.  
                 PHILIPPE SIGAL et al.

Opinion filed. The judgment is affirmed.

Aronson, J.

We concur:   Sills, P.J.  
                      Moore, J.

**State of California, Court of Appeal  
Fourth Appellate District, Division 3  
August 26, 2008 (cont'd)**

G039616     THE PEOPLE  
              v.  
              DANIEL MOLINAR

Order filed. The above entitled cause is ordered submitted this date.

Sills, P.J.

**State of California, Court of Appeal  
Fourth Appellate District, Division 3  
August 27, 2008**

G038130      In re the Marriage of ALFRED C. and      Not for publication  
                 ANTOINETTE V. HIPPI  
                 ALFRED C. HIPPI  
                 v.  
                 ANTOINETTE V. HIPPI

Opinion filed. Affirmed in part, reversed in part and remanded with directions.

Ikola, J.

We concur:   Sills, P.J.  
                 O’Leary, J.

G038490      AIRPORT SUPER STORAGE, LLC      Not for publication  
                 v.  
                 ALLIANCE CONSTRUCTION GROUP,  
                 INC., et al.;  
                 MICHAEL R. PASHLEY

Opinion filed. The judgment is affirmed.

Fybel, J.

We concur:   Rylaarsdam, Acting P.J.  
                 Aronson, J.

G038695      THE PEOPLE      Not for publication  
                 v.  
                 JED CHARLES GILCHRIST

Opinion filed. The judgment is affirmed.

Bedsworth, Acting P.J.

We concur:   Moore, J.  
                 Ikola, J.

**State of California, Court of Appeal  
Fourth Appellate District, Division 3  
August 27, 2008 (cont'd)**

G038773     THE PEOPLE  
              v.  
              ANDREW RICHARD GONZALEZ

Order filed. The above entitled cause is ordered submitted this date.

Sills, P.J.

G039223     Estate of JOSEPH CLEMENTI, JR.,  
              Deceased.  
              SALVATORE CHIMENTI et al.  
              v.  
              RICHARD E. WEISZ et al.

Certified for publication

Opinion filed. The judgment is affirmed.

Fybel, J.

We concur:   Rylaarsdam, Acting P.J.  
                  Moore, J.

G040284     DAVID L. et al.  
              v.  
              THE SUPERIOR COURT OF  
              ORANGE COUNTY;  
              ORANGE COUNTY SOCIAL  
              SERVICES AGENCY et al.

Certified for publication

Order filed. Order granting request for publication.

Aronson, P.J.

We concur:   Fybel, J.  
                  Ikola, J.

**State of California, Court of Appeal  
Fourth Appellate District, Division 3  
August 28, 2008**

G037726      MARK SEIDENBERG, as      Not for publication  
                 Executor, etc.  
                 v.  
                 RELIABLE TRUST DEED  
                 SERVICES, INC. et al.

G038072      DIRKSEN'S APPLIANCES, INC.,  
                 as Trustee, etc.  
                 v.  
                 MARK SEIDENBERG, as Executor, etc.

Opinion filed. Affirmed.

Bedsworth, Acting P.J.

We concur:    O'Leary, J.  
                         Ikola, J.

G038259      THE PEOPLE      Not for publication  
                 v.  
                 RALPH MARTINEZ, JR.

Opinion filed. The judgment is affirmed.

Sills, P.J.

We concur:    Bedsworth, J.  
                         Ikola, J.



**State of California, Court of Appeal  
Fourth Appellate District, Division 3  
August 28, 2008 (cont'd)**

G038747      THE PEOPLE      Not for publication  
                 v.  
                 FREDDY SAAVEDRA

Opinion filed. The judgment is affirmed.

O'Leary, Acting P.J.

We concur:    Aronson, J.  
                      Fybel, J.

G038765      THE PEOPLE      Not for publication  
                 v.  
                 JOSE RODRIGUEZ HERNANDEZ

Opinion filed. The judgment is affirmed.

Sills, P.J.

We concur:    O'Leary, J.  
                      Ikola, J.

G039012      THE PEOPLE      Not for publication  
                 v.  
                 ANTONIO CASTELLANO, JR.

Opinion filed. The judgment is affirmed.

Aronson, J.

We concur:    Sills, P.J.  
                      O'Leary, J.

**State of California, Court of Appeal  
Fourth Appellate District, Division 3  
August 28, 2008 (cont'd)**

G039180     In re Marriage of CHRISTINA N. and     Not for publication  
              JOHN G. PRICHARD  
              CHRISTINA N. PRICHARD  
              v.  
              JOHN G. PRICHARD

Opinion filed. Affirmed.

Fybel, J.

We concur:   O’Leary, Acting P.J.  
                     Ikola, J.

G039289     YAN GOLDSHTEYN     Not for publication  
              v.  
              CALIFORNIA HIGHWAY PATROL

Opinion filed. The order is affirmed.

Rylaarsdam, J.

We concur:   Sills, P.J.  
                     Aronson, J.

G039330     DENISE DOLLEY, as Cotrustee, etc.     Not for publication  
              v.  
              KENNETH CUMMINS, as Cotrustee, etc.;  
              ROBERT DONALD MATTHEWS

Opinion filed. Reversed and remanded with directions.

Bedsworth, Acting P.J.

We concur:   Aronson, J.  
                     Ikola, J.

**State of California, Court of Appeal  
Fourth Appellate District, Division 3  
August 28, 2008 (cont'd)**

G039378      In re Marriage of ALBERTO M. and  
ALEYDA ROZO DE SALAZAR  
ALBERTO M. SALAZAR  
v.  
ALEYDA ROZO DE SALAZAR

Not for publication

Opinion filed. The order is affirmed.

Bedsworth, Acting P.J.

We concur:    Aronson, J.  
                      Fybel, J.

G039463      WILLIAM EDMOND GLYNN et al.  
v.  
AMERICAN HONDA MOTOR CO. INC.

Not for publication

We concur:    The judgment is reversed.

Sills, P.J.

We concur:    O'Leary, J.  
                      Fybel, J.

G039552      CALLIE B. KOSNOFF et al.  
v.  
HANY WASEF

Not for publication

Opinion filed. The judgment is affirmed.

Fybel, J.

We concur:    Rylaarsdam, Acting P.J.  
                      O'Leary, J.

**State of California, Court of Appeal  
Fourth Appellate District, Division 3  
August 28, 2008 (cont'd)**

G039710     THE PEOPLE  
              v.  
              FELIX GONZALEZ

Order filed. The above entitled cause is ordered submitted this date.

Sills, P.J.

G039742     In re DAVID L.,  
              ORANGE COUNTY SOCIAL  
              SERVICES AGENCY  
              v.  
              DORIAN L.

Not for publication

Opinion filed. Reversed and remanded with directions.

Sills, P.J.

We concur:   O’Leary, J.  
                  Aronson, J.

G039815     In re J.L. et al.,  
              ORANGE COUNTY SOCIAL  
              SERVICES AGENCY  
              v.  
              NATASHA J.

Not for publication

Opinion filed. The order is affirmed.

O’Leary, J.

We concur:   Rylaarsdam, Acting P.J.  
                  Moore, J.

**State of California, Court of Appeal  
Fourth Appellate District, Division 3  
August 28, 2008 (cont'd)**

G039892

THE PEOPLE

Not for publication

v.

KEVIN NHAT TRAN

Opinion filed. The judgment is affirmed.

By the Court

\* Before Rylaarsdam, Acting P.J., Fybel, J., and Ikola, J.

**State of California, Court of Appeal  
Fourth Appellate District, Division 3  
August 29, 2008**

G036819      TERRI ALKAYALI et al.      Not for publication  
                         v.  
                         RANDY LOGAN

Opinion filed. The judgment is affirmed.

Aronson, J.

I concur:      O’Leary, J.  
Concurring:   Bedsworth, Acting P.J.

G038124      HOWARD, STRICKROTH & PARKER      Not for publication  
                         v.  
                         BALBOA BAY CLUB, INC.

Opinion filed. The judgment is affirmed.

Aronson, J.

We concur:   Bedsworth, Acting P.J.  
                         Ikola, J.

G039105      In re Marriage of JENNIFER and REX      Not for publication  
                         HARDESTY  
                         JENNIFER HARDESTY  
                         v.  
                         REX HARDESTY

Order filed. Pursuant to California Rules of Court, rule 8.256(e)(1), submission of the above entitled matter is hereby vacated and the cause resubmitted as of this date to allow the panel additional time to consider the presently circulating opinion.

Bedsworth, Acting P.J.

I concur:      O’Leary, J.

**State of California, Court of Appeal  
Fourth Appellate District, Division 3  
August 29, 2008 (cont'd)**

G039641      In re MATTHEW P. et al.,      Not for publication  
                 ORANGE COUNTY SOCIAL  
                 SERVICES AGENCY  
                 v.  
                 EDITH P. et al.

Opinion filed. Affirmed.

Aronson, J.

We concur: O'Leary, Acting P.J.  
                 Ikola, J.